

PROB 12C
(7/93)**UNITED STATES DISTRICT COURT**

for

Western District of Texas**Petition for Warrant or Summons for Offender Under Supervision**Name of Offender: Julio Cesar Armendariz Case Number: 7:21CR00150-001Name of Sentencing Judicial Officer: Honorable David Counts, U.S. District JudgeDate of Original Sentence: October 6, 2021Original Offense: Conspiracy to Possess With Intent to Distribute 500 Grams or More of Cocaine, in violation of 21 U.S.C. § 846, 21 U.S.C. § 841(a)(1), and 21 U.S.C. § 841(b)(1)(B)Original Sentence: 57 months imprisonment; 4 years supervised releaseType of Supervision: Supervised Release Date Supervision Commenced: January 25, 2024Assistant U.S. Attorney: Monica L. Daniels Defense Attorney: Steve Spurgin**PREVIOUS COURT ACTION**

None.

PETITIONING THE COURT

- ☒ The issuance of a warrant
☐ The issuance of a summons

The probation officer believes that the offender has violated the following condition(s) of supervision:

<u>Violation Number</u>	<u>Nature of Noncompliance</u>
1	"The defendant shall not knowingly leave the federal judicial district where he or she is authorized to reside without first getting permission from the court or the probation officer."
2	"The defendant shall follow the instructions of the probation officer related to the conditions of supervision."

As U.S. Probation Officer (USPO) Lorena Toscano was attempting to arrange courtesy supervision with the District of New Mexico, Roswell Office, on August 16, 2024, she contacted Julio Armendariz by telephone with specific instructions to obtain employment locally in Hobbs, New Mexico, as his current employment was not approved due to travel to Houston, Texas, months at a time. Furthermore, USPO Toscano instructed him not to leave the judicial district without permission, and Armendariz acknowledged he understood. However, on September 3, 2024, the District of New Mexico, Roswell Office, contacted Armendariz to report in person to their office to accept courtesy supervision. Armendariz reported he could not report in person because he was working in Houston, Texas.

On September 3, 2024, Armendariz contacted USPO Toscano after she had sent him a text asking if he was working in Houston, Texas. Armendariz admitted to USPO Toscano by text and a follow up telephone call, he was in Houston, Texas, working with Blackfield Industries, the same employer USPO Toscano had advised Armendariz was not approved employment. Armendariz deliberately failed to follow instructions as to supervision and traveled outside of the Judicial District to Houston, Texas, without the permission of the Court or the probation officer, and failed to obtain local employment in Hobbs, New Mexico, as instructed.

U.S. Probation Officer Recommendation:

The term of supervision should be

- ☒ revoked. (Maximum penalty: 3 years imprisonment; up to life supervised release ; and payment of any unsatisfied monetary sanction previously imposed)
- ☐ extended for _____ years for a total term of _____ years

The conditions of supervision should be modified as follows:

Approved by:



Tremane Peel
Supervising U.S. Probation Officer
Telephone: (432) 685-0327

Respectfully submitted by:

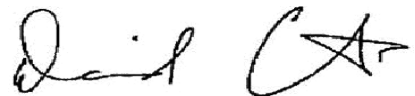


Lorena S. Toscano
U.S. Probation Officer
Telephone: (432) 685-0307
Date: September 5, 2024

cc: Brandi Young, AUSA
Brad Richards, ADCUSPO

THE COURT ORDERS:

- ☐ No action.
- ☒ The issuance of a warrant.
- ☐ The issuance of a summons.
- ☐ Other _____
-



Honorable David Counts
U.S. District Judge

September 5, 2024
Date